

NO 02392 ✓ Pages 3  
 Doc Tax \_\_\_\_\_  
 Fee \$ 22.00 P&M \$ 3.50  
 Fees Pd \$ \_\_\_\_\_ Gen Fee \$ 18.50  
 Check# \_\_\_\_\_  
 Refund \_\_\_\_\_ Due \$ 22.00

THE STATE OF NEBRASKA } ss  
 MADISON COUNTY

This instrument filed for record  
 the 23 day of May 2022  
 at 8:30 A.M. and recorded in  
 Book 2022 Page 02392

*Diana S Tykoclym* Register of Deeds

By  
 By the City of Norfolk, 309 N. 5<sup>th</sup> Street, Norfolk, NE 68701

**CONDITIONAL USE PERMIT  
 RESOLUTION NO. 2022PC-5**

WHEREAS, Max A. and Celise H. Swanson, hereinafter referred to as "APPLICANT", has filed an application for a Conditional Use Permit seeking a permit to allow an oversize accessory building on property addressed as 1001 Kelland Drive and legally described as follows:

Lot 6, Block 1, Deer Hollow Addition, Madison County, Nebraska, except the South 50 feet thereof, and a part of Lot 5, Block 1, Deer Hollow Addition, Madison County, Nebraska more particularly described as follows: Beginning at the SE Corner of said Lot 5; thence West, along the South line of said Lot 5, 582.52 feet; thence North 100.00 feet; thence East 620.35 feet to a point on the East line of said Lot 5, said point being on a curve to the left, having a radius of 267.92 feet; thence along said curve, 106.92 feet to the Point of Beginning; and

WHEREAS, the property described above is presently included in Zoning District A, Agricultural; and

WHEREAS, the Planning Commission of the City of Norfolk, Nebraska has conducted a public hearing on April 19, 2022 receiving input and data from the APPLICANT and the general public concerning the proposed Conditional Use Permit;

NOW THEREFORE, in consideration of the foregoing recitals, the Planning Commission of the City of Norfolk, Nebraska hereby adopts the following Resolution:

BE IT RESOLVED by the Planning Commission of the City of Norfolk, Nebraska that Max A. and Celise H. Swanson are hereby granted a Conditional Use Permit to construct and allow an oversize accessory building subject to the following terms and conditions:

1. The total maximum permitted square footage (ground level) for detached accessory building on the property described above shall be 4,400 SF which includes the proposed 1,536 SF addition to an existing building, as shown on the attached site plan;

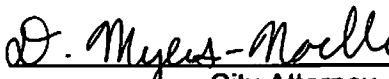
2. No commercial use shall be allowed and the accessory building shall be used for personal storage only;
3. There shall be no storage of hazardous materials;
4. There shall be relief from the architectural compatibility requirement provided in Section 27-287(7) of the Norfolk City Code;
5. Pursuant to the Norfolk City Code, this Conditional Use Permit shall run with the land;
6. Failure to observe and maintain the conditions and restrictions of the Conditional Use Permit shall be considered a violation of The Code of the City of Norfolk, Nebraska subject to penalty as provided herein and may be grounds for review including alteration or termination of the permit;
7. All procedures and standards outlined in Section 27-56 of the Norfolk City Code pertaining to Conditional Use Permits shall be observed and the Conditional Use Permit granted herein shall be subject to the provisions of the Norfolk City Code that provide for an appeal to be taken within 15 days of the decision of the Planning Commission, and;
8. There shall be compliance with floodplain regulations and any other applicable City, County, State, or Federal regulations that may apply.

PASSED AND APPROVED this 3rd day of May, 2022.

ATTEST:

  
 \_\_\_\_\_  
 Dan Spray  
 Planning Commission Chair

  
 \_\_\_\_\_  
 Elizabeth Lienemann  
 Planning Commission Secretary

Approved as to form:   
 \_\_\_\_\_  
 City Attorney

The foregoing instrument was acknowledged before me this 3rd day of May, 2022 by Dan Spray, Planning Commission Chair and Elizabeth Lienemann, Planning Commission Secretary of the City of Norfolk.



  
 \_\_\_\_\_  
 Notary Public Signature

  
 \_\_\_\_\_  
 Notary Public Printed

